

Hinojosa	McIntyre	Schaffer
Hobson	McKeon	Schakowsky
Hoeffel	McKinney	Schiff
Hoekstra	McNulty	Schrock
Holden	Meehan	Scott
Holt	Meek (FL)	Sensenbrenner
Honda	Meeks (NY)	Sessions
Hooley	Menendez	Shadegg
Horn	Mica	Shaw
Hostettler	Millender-	Shays
Houghton	McDonald	Sherman
Hoyer	Miller, Gary	Sherwood
Hulshof	Miller, George	Shimkus
Hunter	Mink	Shows
Hyde	Mollohan	Shuster
Inslee	Moore	Simmons
Isakson	Moran (KS)	Simpson
Israel	Moran (VA)	Skeen
Istook	Morella	Skelton
Jackson (IL)	Murtha	Slaughter
Jackson-Lee	Myrick	Smith (MI)
(TX)	Nadler	Smith (NJ)
Jefferson	Napolitano	Smith (TX)
Jenkins	Neal	Smith (WA)
John	Nethercutt	Snyder
Johnson (CT)	Ney	Solis
Johnson (IL)	Northup	Souder
Johnson, E. B.	Norwood	Spratt
Johnson, Sam	Nussle	Stark
Jones (NC)	Oberstar	Stearns
Jones (OH)	Obey	Stenholm
Kanjorski	Olver	Strickland
Keller	Ortiz	Stump
Kelly	Osborne	Stupak
Kennedy (MN)	Ose	Sununu
Kennedy (RI)	Otter	Tancred
Kerns	Owens	Tanner
Kildee	Oxley	Tauscher
Kilpatrick	Pallone	Tauzin
Kind (WI)	Pascarell	Taylor (MS)
King (NY)	Pastor	Taylor (NC)
Kingston	Payne	Terry
Kirk	Pelosi	Thomas
Knollenberg	Pence	Thompson (CA)
Kolbe	Peterson (MN)	Thompson (MS)
Kucinich	Peterson (PA)	Thornberry
LaFalce	Petri	Thune
LaHood	Phelps	Thurman
Lampson	Pickering	Tiahrt
Langevin	Pitts	Tiberi
Lantos	Platts	Tierney
Largent	Pombo	Toomey
Larsen (WA)	Pomeroy	Towns
Larson (CT)	Portman	Trafficant
Latham	Pryce (OH)	Turner
Leach	Putnam	Udall (CO)
Lee	Quinn	Udall (NM)
Levin	Radanovich	Upton
Lewis (CA)	Rahall	Velazquez
Lewis (GA)	Ramstad	Visclosky
Lewis (KY)	Rangel	Vitter
Linder	Regula	Walden
Lipinski	Rehberg	Walsh
LoBiondo	Reyes	Wamp
Lofgren	Reynolds	Waters
Lowe	Riley	Watkins (OK)
Lucas (KY)	Rivers	Watson (CA)
Lucas (OK)	Rodriguez	Watt (NC)
Luther	Roemer	Watts (OK)
Maloney (CT)	Rogers (KY)	Waxman
Maloney (NY)	Rogers (MI)	Weiner
Manzulio	Rohrabacher	Weldon (FL)
Markey	Ros-Lehtinen	Weldon (PA)
Mascara	Ross	Weller
Matheson	Rothman	Wexler
Matsui	Roukema	Whitfield
McCarthy (MO)	Royce	Wicker
McCarthy (NY)	Rush	Wilson
McCollum	Ryan (WI)	Wolf
McCrery	Ryun (KS)	Woolsey
McDermott	Sanchez	Wu
McGovern	Sanders	Wynn
McHugh	Sawyer	Young (AK)
McInnis	Saxton	Young (FL)

## NAYS—1

Paul

## NOT VOTING—17

Bass	Issa	Roybal-Allard
Bishop	Kaptur	Sabo
Burton	Kleczka	Sandlin
Conyers	LaTourette	Serrano
Cubin	Miller (FL)	Sweeney
Fattah	Price (NC)	

□ 1128

So (two-thirds having voted in favor thereof) the rules were suspended and the bill, as amended, was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

Stated for:

Mr. ISSA. Mr. Speaker, on rollcall No. 390, had I been present, I would have voted "yea."

## LEGISLATIVE PROGRAM

(Mr. LAFALCE asked and was given permission to address the House for 1 minute.)

Mr. LAFALCE. Mr. Speaker, I would like to ask the majority leader, it is the disposition of the loyal minority to proceed as expeditiously as possible to join this bill with the PATRIOT bill we passed Friday and to go to conference with the Senate. It is my understanding that the Senate is probably going to adjourn as of about 2:00 o'clock this afternoon, and that we are going to adjourn about 4:00 o'clock.

I want the majority leader to know that if it is possible, we would like to come back with a conference report today, before 2:00 in the Senate, before 4:00 today, so that we could send the bill to President Bush for his signature today. We are ready to do anything. I know there are difficulties because some Senate offices have been quarantined. If it is necessary, we could meet on the House side. The conferees, if necessary, could be appointed immediately. We are willing to work with the gentleman in a most expeditious manner.

□ 1130

Mr. ARMEY. Mr. Speaker, will the gentleman yield?

Mr. LAFALCE. I yield to the gentleman from Texas.

Mr. ARMEY. Mr. Speaker, I want to thank the gentleman.

Let me take this moment if I may, to say that what was agreed to this morning by the Speaker and the minority leader and myself is we had certain work we could get done today and we thought we needed to get done today, and we would do that work and then adjourn for the week. We are progressing nicely on this.

I think it was a clear anticipation on the part of all three of us that should this conferencing of these two very important bills get done that expeditiously and be available to us at a reasonable time, we would be happy to take it and try to move it. So I would encourage Members to go to work on that.

In the meantime, Members should be advised that the basic ground rules are we will do the additional work that is available to us. When that work is completed, we will adjourn the House. We will then not reconvene the House until Tuesday. The exact time of reconvening will be announced later in the day. Between that adjournment today

and Tuesday, we ask on behalf of the research team that will survey our work areas that Members go ahead and give their staffs the couple of days off and give that space over, make it available for this research, so we can establish the condition of the properties, not only in terms of securing their current safety, but establishing a base from which we can evaluate any future changes in these circumstances.

## FURTHER LEGISLATIVE PROGRAM

(Mr. KENNEDY of Rhode Island asked and was given permission to address the House for 1 minute.)

Mr. KENNEDY of Rhode Island. Mr. Speaker, would the leader give us some indication as to why we would adjourn after 3 o'clock? If there is a risk of possible exposure by staying around, then I would ask the leader why is it we are staying in for another 3 hours and continuing to possibly expose employees of this building?

There is a line that is about 100 long around the Physician's Office right now waiting to be tested. It seems to me we have responsibility at this time to know what the facts are and to be able to operate in a way that is consistent with whatever clinical judgment the Physician's Office gives us.

Mr. ARMEY. Mr. Speaker, will the gentleman yield?

Mr. KENNEDY of Rhode Island. I yield to the gentleman from Texas.

Mr. ARMEY. Mr. Speaker, again, during our discussions earlier this morning between the minority leader, the Speaker and myself with the House Physician, Dr. Eisold, it was clear that we did not feel, according to the doctor's advice, that anyone was in imminent danger at this moment, and that there were Members from some offices, particularly from the other side of the building, that were taking these precautionary screening tests and it was considered advised.

On the House side at this time there was seen to be no imminent danger, but as a matter of prudence and in the interests of what I would call the research protocol of establishing a clearly defined base from which to proceed, it was advised that when we complete our business today, that we surrender the properties for the purposes of that sweep and that establishment.

There has been and is no announced time by which we would complete our work because that would depend, of course, on the flow of the work. But we believe Members all appreciate the seriousness of the situation.

We see the work is going expeditiously on the floor. As we return to that floor and complete that work, then I would advise the gentleman to have your staff complete their work and depart the properties. I think there is no reason to be concerned about having to rush out of here because the actual research, sweeping, will begin in the morning, and we will have given then these people the opportunity to

access all our facilities and do this job properly.

So I would encourage Members not to feel a sense of anxiety or concern about any of their folks being in immediate danger. If any have any sense of concern, they might want to take their less critical personnel and encourage them to leave early. I do not think that is necessary, but I think at this point it is well within the sense of discretion of the individual Member and their office.

#### NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2002

Mr. STUMP. Mr. Speaker, I ask unanimous consent to take from the Speaker's table the Senate bill (S. 1438) to authorize appropriations for fiscal year 2002 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes, and ask for its immediate consideration in the House.

The Clerk read the title of the Senate bill.

The SPEAKER pro tempore (Mr. SIMPSON). Is there objection to the request of the gentleman from Arizona?

There was no objection.

The Clerk read the Senate bill, as follows:

S. 1438

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

#### SECTION 1. SHORT TITLE.

This Act may be cited as the "National Defense Authorization Act for Fiscal Year 2002".

#### SEC. 2. ORGANIZATION OF ACT INTO DIVISIONS; TABLE OF CONTENTS.

(a) DIVISIONS.—This Act is organized into three divisions as follows:

(1) Division A—Department of Defense Authorizations.

(2) Division B—Military Construction Authorizations.

(3) Division C—Department of Energy National Security Authorizations and Other Authorizations.

(b) TABLE OF CONTENTS.—The table of contents for this Act is as follows:

Sec. 1. Short title.

Sec. 2. Organization of Act into divisions; table of contents.

Sec. 3. Congressional defense committees defined.

Sec. 4. Applicability of report of Committee on Armed Services of the Senate.

#### DIVISION A—DEPARTMENT OF DEFENSE AUTHORIZATIONS

##### TITLE I—PROCUREMENT

##### Subtitle A—Authorization of Appropriations

Sec. 101. Army.

Sec. 102. Navy and Marine Corps.

Sec. 103. Air Force.

Sec. 104. Defense-wide activities.

Sec. 105. Defense Inspector General.

Sec. 106. Chemical agents and munitions destruction, Defense.

Sec. 107. Defense health programs.

##### Subtitle B—Army Programs

(Reserved)

##### Subtitle C—Navy Programs

Sec. 121. Virginia class submarine program.

Sec. 122. Multiyear procurement authority for F/A-18E/F aircraft engines.

Sec. 123. V-22 Osprey aircraft program.

Sec. 124. Additional matter relating to V-22 Osprey aircraft.

##### Subtitle D—Air Force Programs

Sec. 131. Multiyear procurement authority for C-17 aircraft.

##### Subtitle E—Other Matters

Sec. 141. Extension of pilot program on sales of manufactured articles and services of certain Army industrial facilities without regard to availability from domestic sources.

Sec. 142. Procurement of additional M291 skin decontamination kits.

#### TITLE II—RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

##### Subtitle A—Authorization of Appropriations

Sec. 201. Authorization of appropriations.

Sec. 202. Amount for basic and applied research.

Sec. 203. Authorization of additional funds.

Sec. 204. Funding for Special Operations Forces Command, Control, Communications, Computers, and Intelligence Systems Threat Warning and Situational Awareness program.

##### Subtitle B—Program Requirements, Restrictions, and Limitations

Sec. 211. F-22 aircraft program.

Sec. 212. C-5 aircraft reliability enhancement and reengineering.

Sec. 213. Review of alternatives to the V-22 Osprey aircraft.

Sec. 214. Joint biological defense program.

Sec. 215. Report on V-22 Osprey aircraft before decision to resume flight testing.

Sec. 216. Big Crow Program and Defense Systems Evaluation program.

##### Subtitle C—Other Matters

Sec. 231. Technology Transition Initiative.

Sec. 232. Communication of safety concerns between operational testing and evaluation officials and program managers.

Sec. 233. Supplemental Authorization of Appropriations for Fiscal Year 2001 for Research, Development, Test, and Evaluation Defense-wide.

#### TITLE III—OPERATION AND MAINTENANCE

##### Subtitle A—Authorization of Appropriations

Sec. 301. Operation and maintenance funding.

Sec. 302. Working capital funds.

Sec. 303. Armed Forces Retirement Home.

Sec. 304. Assistance to local educational agencies that benefit dependents of members of the Armed Forces and Department of Defense civilian employees.

Sec. 305. Amount for impact aid for children with severe disabilities.

Sec. 306. Improvements in instrumentation and targets at Army live fire training ranges.

Sec. 307. Environmental Restoration, Formerly Used Defense Sites.

Sec. 308. Authorization of additional funds.

Sec. 309. Funds for renovation of Department of Veterans Affairs facilities adjacent to Naval Training Center, Great Lakes, Illinois.

##### Subtitle B—Environmental Provisions

Sec. 311. Establishment in environmental restoration accounts of sub-accounts for unexploded ordnance and related constituents.

Sec. 312. Assessment of environmental remediation of unexploded ordnance and related constituents.

Sec. 313. Department of Defense energy efficiency program.

Sec. 314. Extension of pilot program for sale of air pollution emission reduction incentives.

Sec. 315. Reimbursement of Environmental Protection Agency for certain response costs in connection with Hooper Sands Site, South Berwick, Maine.

Sec. 316. Conformity of surety authority under environmental restoration program with surety authority under superfund.

Sec. 317. Procurement of alternative fueled and hybrid electric light duty trucks.

##### Subtitle C—Commissaries and Nonappropriated Fund Instrumentalities

Sec. 321. Rebate agreements with producers of foods provided under the special supplemental food program.

Sec. 322. Reimbursement for use of commissary facilities by military departments for purposes other than commissary sales.

Sec. 323. Public releases of commercially valuable information of commissary stores.

##### Subtitle D—Other Matters

Sec. 331. Codification of authority for Department of Defense support for counterdrug activities of other governmental agencies.

Sec. 332. Exclusion of certain expenditures from limitation on private sector performance of depot-level maintenance.

Sec. 333. Repair, restoration, and preservation of Lafayette Escadrille Memorial, Marnes la-Coquette, France.

Sec. 334. Implementation of the Navy-Marine Corps Intranet contract.

Sec. 335. Revision of authority to waive limitation on performance of depot-level maintenance.

Sec. 336. Reauthorization of warranty claims recovery pilot program.

Sec. 337. Funding for land forces readiness-information operations sustainment.

Sec. 338. Defense Language Institute Foreign Language Center expanded Arabic language program.

Sec. 339. Consequence management training.

Sec. 340. Critical infrastructure protection initiative of the Navy.

#### TITLE IV—MILITARY PERSONNEL AUTHORIZATIONS

##### Subtitle A—Active Forces

Sec. 401. End strengths for active forces.

Sec. 402. Authorized daily average active duty strength for Navy enlisted members in pay grade E-8.

##### Subtitle B—Reserve Forces

Sec. 411. End strengths for Selected Reserve.

Sec. 412. End strengths for Reserves on active duty in support of the reserves.

Sec. 413. End strengths for military technicians (dual status).

Sec. 414. Fiscal year 2002 limitation on non-dual status technicians.

Sec. 415. Limitations on numbers of reserve personnel serving on active duty or full-time National Guard duty in certain grades for administration of reserve components.

Sec. 416. Strength and grade limitation accounting for reserve component members on active duty in support of a contingency operation.